

**A SUBSTITUTE RESOLUTION BY:
FINANCE/EXECUTIVE COMMITTEE**

02-R-0501

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO CHANGE ORDER NO. 1 FOR FC-7223-00, CASCADE ROAD DRAINAGE IMPROVEMENT PROJECT WITH KEMI CONSTRUCTION COMPANY, INC., IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED TWENTY EIGHT THOUSAND ONE HUNDRED FORTY DOLLARS AND NO CENTS (\$428,140.00). ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBERS: 1C37 574001 M24I012892BB - \$151,855.24; 1C39 574001 M24I012892BB - \$276,284.76.

WHEREAS, the City did enter into a contractual agreement with Kemi Construction Company, Inc. for FC-7223-00, Cascade Road Drainage Improvement Project on behalf of the Department of Public Works; and

WHEREAS, additional work, consisting of demolition, replacement of cracked sidewalk; milling of Cascade Road from John A. White Park to Montreal Drive; and resurfacing of the milled portion of Cascade Road, is necessary to complete the project; and

WHEREAS, the Commissioner of the Department of Public Works and the Director of the Bureau of Purchasing and Real Estate have recommended that Change Order Number One for FC-7223-00, Cascade Road Drainage Improvement Project be entered into with Kemi Construction Company, Inc; and

WHEREAS, the Commissioner of the Department of Public Works has determined it to be in the best interest of the City to accept the change order amount of \$428,140.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to enter into Change Order Number One for FC-7223-00, Cascade Road Drainage Improvement Project with Kemi Construction Company, Inc. in an amount not to exceed Four Hundred Twenty Eight Thousand One Hundred Forty Dollars and No Cents (\$428,140.00).

BE IT FURTHER RESOLVED, that the Director of the Bureau of Purchasing and Real Estate be and is hereby directed to prepare an appropriate contractual agreement to be approved by the City Attorney as to form for execution by the Mayor.

BE IT FURTHER RESOLVED, that this contractual agreement shall not become binding on the City, and the City shall incur no liability upon same until such contract has been executed by the Mayor and delivered to the contracting party.

BE IT FURTHER RESOLVED, that all services for said contracted work shall be charged to and paid from fund, account and center numbers: 1C37 574001 M24I012892BB - \$151,855.24; 1C39 574001 M24I012892BB - \$276,284.76.